United States Government

OFFICE OF THE EXECUTIVE SECRETARY
NATIONAL LABOR RELATIONS BOARD
1015 HALF STREET SE
WASHINGTON, DC 20570

October 27, 2016

Re: <u>Local 340, New York New Jersey Regional Joint Board</u>
     Case 02-CB-069460

SECOND REQUEST FOR AN EXTENSION OF TIME TO FILE
OPPOSITION TO MOTION FOR SUMMARY JUDGMENT

This is in response to Respondent's request for an extension of time to file an opposition to Counsel for General Counsel's motion for summary judgment filed in the above-referenced case. NLRB Rules and Regulations Section 102.111(b) states that "[r]equests for extensions of time filed within three days of the due date must be grounded upon circumstances not reasonably foreseeable in advance." The due date for filing an opposition to the motion for summary judgment is today, October 27, 2016. Respondent's request for extension of time was E-Filed with the Office of the Executive Secretary at 7:23 pm yesterday, October 26, 2016.

Respondent states, *inter alia*, the following as to the reason for the extension of time request:

> In addition, I filed a FOIA request regarding this case in March 2016. Because of a backlog, move of Bd [sic] headquarters and follow-up requests, I did not receive the information until after 8:30 last night, but saw it this morning. The information is critical to our response and I will need the additional time to brief it.

The Respondent's recent receipt of information responsive to a FOIA request, which Respondent states is important to preparing the opposition to the motion for summary judgment, appears to have been an unforeseeable event necessitating the additional time needed to prepare the opposition. In addition, the requested additional time is not excessive. As such the request for extension of time is granted. The due date for the receipt in Washington, D.C. of Opposition to Motion for Summary Judgment is extended to **November 4, 2016**. This extension applies to all parties.

/s/ Roxanne L. Rothschild
Deputy Executive Secretary

cc: Parties
     Region